

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:18-cv-00440-MOC-DSC

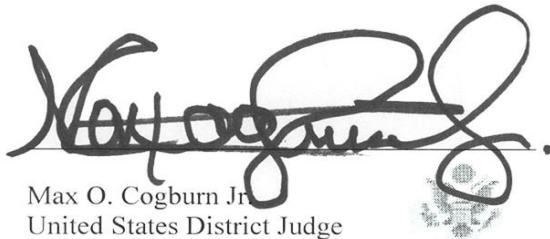
PASHEENA DAYS)	
WESLEY E. DAYS,)	
)	
Plaintiffs,)	
)	
Vs.)	ORDER
)	
U.S. BANK NATIONAL ASSOCIATION)	
BAYVIEW LOAN SERVICING, LLC)	
SN LOAN SERVICING CORPORATION)	
U.S. BANK NATIONAL ASSOCIATION)	
NS163 LLC)	
U.S. BANK NATIONAL ASSOCIATION,)	
)	
Defendants.)	

THIS MATTER is before the Court on plaintiffs' pro se Motion for Summary Judgment and Brief in Support of Motion for Summary Judgment for Breach of Contract. Review of that Motion and the Responses filed in opposition to such motion clearly show that it is premature as the issues have not joined and discovery has not been had, all of which prevent a determination of whether genuine issues of material fact remain for trial. See Celotex Corp. v. Catrett, 477 U.S. 317, 322 (1986); Harrods Ltd. V. Sixty Internet Domain Names, 302 F.3d 214, 244 (4th Cir. 2002). Having considered plaintiffs' motion and reviewed the pleadings, the court enters the following Order.

ORDER

IT IS, THEREFORE, ORDERED that plaintiffs' Motion for Summary Judgment and Brief in Support of Motion for Summary Judgment for Breach of Contract (#13) is DENIED without prejudice.

Signed: September 26, 2018



A handwritten signature in black ink, appearing to read "Max O. Cogburn Jr.", is written over a horizontal line. To the right of the signature is a small, circular, textured seal or stamp.

Max O. Cogburn Jr.
United States District Judge